

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.212 OF 2005

Sadiq Abdul Rahiman Phirphire ..Petitioner

Versus

1. The State of Maharashtra & Ors. ..Respondents

Mr.Mirza Yadulla, Advocate for Petitioner.

Mr.D.S.Mhaispurkar, APP for Respondents

CORAM : R.M.S.KHANDEPARKAR &
P.V.KAKADE, JJ.

DATE : 7TH APRIL, 2005.

P.C.:

1. The learned APP states that the Forest Authorities have already issued show cause notice in terms of Section 61(b) for confiscation of the vehicle and the petitioner has even filed the reply to the said show cause notice. The learned advocate for the

petitioner states that the said show cause notice was issued after filing of the Petition. The learned APP states that the petitioner shall be heard in the matter and the authority would pass appropriate order under section 61(b) and in case the petitioner is dissatisfied by the order which is to be passed, he will have remedy of appeal under section 61(d) of The Indian Forest Act. In the facts and circumstances of the case, the learned advocate for the petitioner craves leave to withdraw the petition with liberty to approach the Court if need arises. The Petition is accordingly allowed to be withdrawn with the said liberty. The petition accordingly stands disposed of.

(R.M.S.Khandeparkar, J.)

(P.V.Kakade, J.)